

VIA FACSIMILE 571-273-0025

Date of Facsimile Transmission: July 6, 2005

URGENT - EXPEDITED HANDLING

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/997,693 Confirmation No. 4703  
Applicants : William P. Acker, *et al.*  
Filed : November 30, 2001  
TC/A.U. : 1745  
Examiner : Cantelmo, Gregg  
Customer No. : 35437  
Title : FUEL CELL MEMBRANE AND FUEL CELL SYSTEM WITH  
INTEGRATED GAS SEPARATION

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OFFICE OF PETITIONS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

JUL 06 2005

OFFICE OF PETITIONS

**PETITION UNDER 37 C.F.R. § 1.31(c)(2) to WITHDRAW FROM ISSUE**  
**AFTER PAYMENT OF ISSUE FEE**

Applicants respectfully petition the Office to withdraw the above-identified pending patent application from issue for continued examination under 37 C.F.R. 1.114. The issue fee for the above-identified patent application was paid on June 23, 2005.

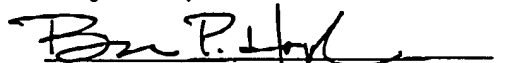
Filed concurrently with this petition is a Request For Continued Examination (RCE) under 37 CFR 1.114, as well as an Information Disclosure Statement as the required submission for the RCE.

Applicants respectfully request that this Petition be granted, and that the references cited in the Information Disclosure Statement be considered in the RCE.

The fee for this Petition under 37 CFR 1.17(h), as well as the RCE fee shall be paid via Applicants' representatives' deposit account no. 50-0311, reference No. 21535-001. If the Office believes that other fees are also due, the Office is authorized to charge the deposit account number.

Dated: July 6, 2005

Respectfully submitted,

  
Richard G. Gervase, Reg. No. 46,725

Brian P. Hopkins, Reg. No. 42,669

Attorneys for Applicants

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## *Fax Cover Sheet*

# URGENT

**DATE:** July 6, 2005

**FROM:** Brian P. Hopkins  
Direct Dial 212 692-6803

**To:**

NAME	COMPANY	BUSINESS #	FAX #
Office of Petitions	U.S. Patent and Trademark Office		571-273-0025

**MESSAGE:**

U.S. Patent Application Serial No. 09/997,693  
Filing Date: November 30, 2001  
Applicants: William P. Acker, et al.

Please see the attached documents enclosed.

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We are sending a total of 7 pages, including this cover sheet.

Please call us at 212.935-3000, if you experience any problems.

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